

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Gabriel PINEDA-Granados,

Defendant.

Magistrate Case No.:

08 MJ 8298

COMPLAINT FOR VIOLATION OF


21 U.S.C. § 952 and 960

Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

That on or about April 6, 2008, within the Southern District of California, defendant Gabriel PINEDA-Granados did knowingly and intentionally import approximately 2.4 kilograms (5.28 pounds) of methamphetamine a Schedule II Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Special Agent
U.S. Immigration & Customs
Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 7TH
DAY OF APRIL 2008.


PETER C. LEWIS
UNITED STATES MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Gabriel PINEDA-Granados

4 STATEMENT OF FACTS

5 This statement of facts is based on the reports, documents, and notes furnished
6 to U.S. Immigration and Customs Enforcement Special Claudia E. Herzog.

7 On April 6, 2008, at approximately 1505 hours, Gabriel PINEDA-Granados
8 entered the United States at the Calexico, CA West Port of Entry. PINEDA was the
9 driver and registered owner of a 1997 Dodge Ram pickup truck bearing Baja California
10 license plate AM31048.

11 PINEDA gave Primary Officer Zuniga a negative oral Customs declaration.
12 PINEDA stated that he was going to the mall in El Centro, California. Officer Romero
13 asked about the vehicle and PINEDA stated that he the vehicle was his and that he was
14 the registered owner. Officer Romero proceeded to escort the vehicle to the secondary
15 lot for further inspection..

16 In the secondary inspection area, PINEDA gave a negative Customs declaration
17 to Officer Brown. PINEDA immediately asked to speak to a supervisor and Officer
18 Brown informed PINEDA at the conclusion of the inspection. Officer Leon screened the
19 vehicle with his canine, which resulted in an alert to the engine area of the vehicle.

20 A subsequent inspection of the vehicle revealed 5 packages concealed in the air
21 intake manifold of the vehicle. One of the packages was probed and a sample of a
22 crystal like substance was obtained, which field-tested positive for methamphetamine.
23 The 5 packages had a combined net weight of approximately 2.4 kilograms (5.28
24 pounds) of methamphetamine.

25 PINEDA was placed under arrest for violation of 21 USC 952 and 960,
26 Importation of a Controlled Substance. PINEDA stated he understood his rights and
27 was willing to answer questions without the presence of an attorney. PINEDA admitted
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1 knowledge of a controlled substance concealed in the vehicle. PINEDA stated that he
2 was to be paid \$2,000.00 for smuggling a controlled substance into the United States.
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